

Message Text

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C O N F I D E N T I A L USBERLIN 1784

E.O.11652: GDS
TAGS: PGOV, WB, SU
SUBJECT: TWO SOVIET PROTESTS ON FRG ACTIVITES IN BERLIN

1. ON AUGUST 26, KHOTULEV MADE THE TWO FOLLOWING ORAL
STATEMENTS TO US POLAD, DEALING WITH THE ABOVE SUBJECT:

2. BEGIN TEXT OF FIRST SOVIET STATEMENT. IN CONNECTION
WITH THE REPORT THAT ON AUGUST 19 THE FRG MINISTER OF
JUSTICE VOGEL "INDUCTED" IN WEST BERLIN INTO HIS OFFICE
THE NEWLY APPOINTED PRESIDENT OF THE FEDERAL ADMINISTRA-
TIVE COURT, THE SOVIET EMBASSY CONSIDERS IT NECESSARY
TO DECLARE THE FOLLOWING:

THE ABOVE-MENTIONED ACTIVITES OF THE MINISTER OF
THE FEDERAL REPUBLIC OF GERMANY, CARRIED OUT IN THE
WESTERN SECTORS OF BERLIN, REPRESNT AN UNAMBIGUOUS
AND EVIDENT VIOLATION OF THE QUADRIPARTITE AGREEMENT
OF SEPTEMBER 3, 1971 IN THE SENSE OF PARAGRAPH 2 OF
ANNEX II OF THAT AGREEMENT INASMUCH AS THEY REPRESENT
THE CLEAR CARRYING OUT OF AN OFFICIAL ACT CONTRA-
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DICTING THE PROVISION THAT THE WESTERN SECTORS OF

BERLIN ARE NOT A CONSTITUENT PART OF THE FEDERAL REPUBLIC OF GERMANY AND CONTINUE NOT TO BE GOVERNED BY IT.

IN DRAWING THE ATTENTION OF THE THREE POWERS TO THE ABOVE-MENTIONED FACT OF A VIOLATION OF THE FOUR-POWER AGREEMENT, THE SOVIET EMBASSY EXPECTS THAT THEY WILL TAKE THE NECESSARY MEASURES IN CONNECTION WITH THE ABOVE CIRCUMSTANCES TO PREVENT SUCH ACTIVITIES IN THE FUTURE. EDN TEXT OF FIRST STATEMENT.

3. BEGIN TEXT OF SECOND SOVIET STATEMENT. FROM WEST BERLIN PRESS REPORTS TOIT APPEARS THAT ON SEPTEMBER 1-2 OF THIS YEAR, IN THE GUILDING OF THE FORMER REICHSTAGE, IT IS PLANNED TO CONDUCT A JOINT SESSION OF THE GOVERNMENT OF THE WEST BERMAN LAND SAAR AND THE CDU LANDTAG FRAKTION OF THIS SAME FRG LAND.

THE SOVIET EMBASSY SOME TIME AGO DREW THE ATTENTION OF THE TREE WESTERN POWERS TO THE FACT THAT THE CARRYING OUT OF SIMILAR MEASURES OF WEST GERMAN GOVERNMENTAL AND PARLIAMENTARY ORGANS ARE CONSIDERED AS AN EVIDENT DEMONSTRATION OF THE POLITICAL "PRESENCE" OF THE FRG IN THE WESTERN SECTORS OF BERLIN AND AS AN UNDERMINING OF THE SPECIAL STATBUS OF THE CITY, WHICH IN CONNECTION WITH THE QUADRIPARTITE AGREEMENTB IS NOT A CONSTITUENT PART OF THE FRG AND CONTINUES NOT TO BE GOVERNED BY IT.

IT IS NECESSARY TO NOTE AS WELL THAT THE ANNOUNCED AGENDA OF THIS PROVOCTIVE SESSION (IN PARTICULAR, QUESTIONS OF AIR CONNECTIONS WITH WEST BERLIN) DEMONSTRATES THE CONSTANT EFFORT OF WEST GERMAN STATE ORGANS TO USURP RIGHTS WHICH THEY DO NOT AN CANNOT HAVE.

THE SOVIET EMBASSY IN ITS DEMARCHE TO THE AUTHORITIES OF THE THREE POWERS OF APRIL 28 OF THIS YEAR ON A SIMILAR MATTER EXPRESSED THE OPINION THAT SUCH ACTIVITIES ARE IMCOMPATIBLE WITH THE QUADRIPARTITE AGREEMENT OF SEPTEMBER 3, 1971 AND ARE THEREFORE ILLEGAL. THIS POINT OF VIEW OF OURS REMAINS UNCHANGED.

THE SOVIET EMBASSY EXPERTS THAT THE AUTHORITIES OF THREE WESTERN POWERS WILL INDERTAKE THE NECESSARY MEASURES TO PREVENT THE INTENDED ILLEGAL
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ACITIVITIES OF THE WEST GERMAN SIDE, WHICH WORSEN THE SITUATION AND DO NOT HELP TO ALLEVIATE THE PROBLEM OF MAINTAINING NORMAL, PEACEFUL CONDITIONS IN WEST BERLIN MATTERS. END TEXT OF SECOND STATEMENT.

4. POLAD ACCEPTED FOR STUDY "NON-PAPERS" WITH THE ABOVE TEXTS. WE PROPOSE TO COORDINATE DRAFT RESPONSES WITH THE BRITISH AND FRENCH MISSIONS. GEORGE

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